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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

DERON TOBIAS,

Plaintiff

v.

CASCADE APARTMENTS, et al.,

Defendants

Case No.: 2:25-cv-00762-APG-BNW

**Order Denying Motion for Default
Judgment**

[ECF No. 10]

Plaintiff DeRon Tobias moves for default judgment. ECF No. 10. I deny the motion because there has been no entry of default under Federal Rule of Civil Procedure 55(a).

Additionally, I note that Tobias's application to proceed in forma pauperis is still pending, no summons thus has issued, and consequently the defendants have not yet been properly served. *See* Fed. R. Civ. P. 4(c)(1) (stating that a "summons must be served with a copy of the complaint"). As a result, the defendants are not in default yet.

I THEREFORE ORDER that the plaintiff's motion for default judgment (**ECF No. 10**) is **DENIED**.

DATED this 3rd day of July, 2025.



ANDREW P. GORDON
CHIEF UNITED STATES DISTRICT JUDGE